

1 PHILLIP A. TALBERT
United States Attorney
2 KATHERINE E. SCHUH
Assistant United States Attorney
3 2500 Tulare Street, Suite 4401
Fresno, CA 93721
4 Telephone: (559) 497-4000
Facsimile: (559) 497-4099
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6 Attorneys for Plaintiff
United States of America
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IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

11 UNITED STATES OF AMERICA,

CASE NO. 1:21-CR-00222-DAD-BAM

12 Plaintiff,

STIPULATION REGARDING EXCLUDABLE
TIME PERIODS UNDER SPEEDY TRIAL ACT;
FINDINGS AND ORDER

13 v.
14 AMADO ESCOBEDO, JR.,
DOROTEO GONZALES,
15 Defendants.

DATE: March 23, 2022

TIME: 1:00 p.m.

COURT: Hon. Barbara A. McAuliffe

17 STIPULATION

18 1. By previous order, this matter was set for status on March 23, 2022.

19 2. By this stipulation, defendants now move to continue the status conference until June 8,
20 2022, and to exclude time between March 23, 2022, and June 8, 2022, under Local Code T4.

21 3. The parties agree and stipulate, and request that the Court find the following:

22 a) The government has represented that the discovery associated with this case
23 includes investigative reports, laboratory reports, video surveillance, audio surveillance,
24 interview recordings, and criminal history information, totaling several gigabytes of electronic
25 data. All of this discovery has been either produced directly to counsel and/or made available for
26 inspection and copying.

27 b) Counsel for defendants desire additional time consult with their clients, review
28 discovery, conduct additional investigation, and to prepare for resolution and/or trial.

1 Additionally, counsel for Amado Escobedo was appointed as counsel recently, and desires
2 additional time to become familiar with her client and the case.

3 c) Counsel for defendants believe that failure to grant the above-requested
4 continuance would deny them the reasonable time necessary for effective preparation, taking into
5 account the exercise of due diligence.

6 d) The government does not object to the continuance.

7 e) Based on the above-stated findings, the ends of justice served by continuing the
8 case as requested outweigh the interest of the public and the defendant in a trial within the
9 original date prescribed by the Speedy Trial Act.

10 f) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,
11 et seq., within which trial must commence, the time period of March 23, 2022 to June 8, 2022,
12 inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code T4]
13 because it results from a continuance granted by the Court at defendant's request on the basis of
14 the Court's finding that the ends of justice served by taking such action outweigh the best interest
15 of the public and the defendant in a speedy trial.

16 4. Nothing in this stipulation and order shall preclude a finding that other provisions of the
17 Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial
18 must commence.

19 IT IS SO STIPULATED.

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21 Dated: March 15, 2022

PHILLIP A. TALBERT
Acting United States Attorney

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24 /s/ KATHERINE E. SCHUH
KATHERINE E. SCHUH
Assistant United States Attorney

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26 Dated: March 15, 2022

27
28 /s/ MONICA BERMUDEZ
MONICA BERMUDEZ
Counsel for Defendant
Amado Escobedo Jr.

1 Dated: March 15, 2022

/s/ PETER JONES
PETER JONES
Counsel for Defendant
Doroteo Gonzales

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5 **ORDER**
6 IT IS SO ORDERED that the status conference is continued from March 23, 2022, to **June 8,**
7 **2022, at 1:00 p.m. before Magistrate Judge Barbara A. McAuliffe.** Time is excluded pursuant to 18
8 U.S.C. § 3161(h)(7)(A), B(iv).

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10 IT IS SO ORDERED.

11 Dated: March 16, 2022

/s/ Barbara A. McAuliffe

12 UNITED STATES MAGISTRATE JUDGE
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